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5 UNITED STATES OF AMERICA
6 BEFORE THE NATIONAL LABOR RELATIONS BOARD

7 STRATEGIC RESOURCES, INC.,)

8 and)

9 INTERNATIONAL ASSOCIATION OF)
10 MACHINISTS AND AEROSPACE WORKER,)
11 AFL-CIO, DISTRICT LODGE W-24.)

Cases 19-CA-070217
19-CA-070224
19-CA-072173
19-CA-072184
19-CA-077901
19-CA-088406
19-CA-103576
19-CA-104377
19-CA-111874

12)
13) **RESPONDENT'S**
14) **EXCEPTIONS TO THE**
15) **ADMINISTRATIVE LAW**
16) **JUDGE'S DECISION**

17 Respondent Strategic Resources, Inc. ("Respondent"), pursuant to Section 102.46(e)
18 of the Board's Rules and Regulations, files the Exceptions to the Decision of Administrative Law
19 Judge John J. McCarrick (JD(SF)-02-15), (the "ALJD") in the above-captioned cases, and which
20 issued on February 4, 2015.

21 **EXCEPTION 1:** The Administrative Law Judge erred by concluding that SRI violated §
22 8 (a)(5) of the Act by unilaterally changing its formula for calculating holiday pay. In
23 support of this exception, Respondent relies on the testimony of Kathy Ausley, Joel
Davis, Randall Cox, and Anita Lawson. Respondent also relies on General Counsel's

RESPONDENT'S EXCEPTIONS TO THE
ADMINISTRATIVE LAW JUDGE'S DECISION - 1

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1 Exhibit 79, and 49 CFR § 4.176(a)(3) ("Payment of fringe benefits to temporary and part-
2 time employees").

3 **EXCEPTION 2:** The Administrative Law Judge erred by ordering SRI to provide the
4 Union with certain information. Respondent relies on the Counsel for the General
5 Counsel's stipulation, at P. 73 of her post-hearing brief to the Administrative Law Judge
6 (citing Tr. 516), that SRI is no longer the unit employees' employer, and no longer has
7 any bargaining obligation regarding those employees.

8 **EXCEPTION 3:** The Administrative Law Judge Erroneously Ordered SRI to Post a
9 Notice to Employees at JBLM, and Distribute Copies of a Notice Electronically.
10 Respondent relies on the Counsel for the General Counsel's stipulation, at P. 73 of her
11 post-hearing brief to the Administrative Law Judge (citing Tr. 516), that SRI is no longer
12 the unit employees' employer, and no longer has a presence at the workplace.
13 Respondent also relies on Counsel for the General Counsel's request that the Notice to
14 Employees only be mailed to unit employees.

15 Dated at Seattle, Washington, this 25th Day of March, 2015.

16 Respectfully submitted,

17 Davis Wright Tremaine LLP
18 Attorneys for Strategic Resources, Inc.

19 By 

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CERTIFICATE OF SERVICE

The undersigned certifies under the penalty of perjury under the laws of the state of Washington that I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein.


On this date I caused to be served in the manner noted below a copy of the document to which this is attached (Respondent's Post-Hearing Brief to the Administrative Law Judge), on the following:

Gary Shinnars, Executive Secretary	BY:	U.S. MAIL
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DATED this 25th day of March, 2015.


Claire D. Tollfeldt

RESPONDENT'S EXCEPTIONS TO THE
ADMINISTRATIVE LAW JUDGE'S DECISION - 3

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